IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.38663 of 2008
SURESH CHOUDHARY, SON OF SRI TRILOKI CHAUDHARY
RESIDENT OF VILLAGE-THANU BIGHA, P.S. SILAO,
DISTRICT-NALANDA, AT PRESENT MUKHIYA GRAM
PANCHYAT RAJ-PAWADIH, BLOCK AND P.S.-SILAO,
DISTRICT-NALANDA……..PETITIONER
Versus
THE STATE OF BIHAR……OPPOSITE PARTY.
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3. 05.12.08. Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in connection with Silao P.S. Case No. 70/08 for offences under Sections 420, 423, 465, 467, 468 and 471 of the Indian Penal Code.

It is submitted that allegation has been made against the petitioner and the Panchyat Secretary is to the effect that while selection of Panchyat Teacher they committed irregularities, illegality and made appointment against the prescribed norms.

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It is further submitted that of the two irregularities alleged, the schools from which the candidates produced their educational qualifications during subsequent enquiry were found to have been affiliated to C.B.S.C. and Government instructions provided that in absence of a female candidate of the reserved category the vacancy became available for male candidates of that category.

Learned counsel for the petitioner submits that on the similar allegation, the Panchyat Secretary has already been allowed bail by this Court vide order dated 21.10.08, which is produced on record.

Learned A.P.P. for the State submits that on perusal of the record, no irregularity has been committed by the petitioner.

Considering the above submissions and on perusal of the

allegations, it is directed that in the event of arrest or surrender within a period of four weeks from today, the petitioner namely Suresh Chaudhary shall be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand)with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Nalanda, in connection with Silao P.S. Case No. 70/08, subject to the conditions as laid down under Sub Section 2 of Section 438 of Code of Criminal Procedure.

m.p. **(Shailesh Kumar Sinha ,J.)**

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